IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MS JUSTICE G.ROHINI**

-

**WRIT PETITION NO : 19489 of 2004**

Between:

Abdul Hameed S/o.Gulam Rasool
R/o.H.No.11-21-583, NTR Nagar LB Nagar R.R.District.

..... PETITIONER

AND

1 The Commissioner of Police Cyberabad, having office at Lakdikapool, Hyderabad.
2 The Central Crime Station of Cyberabad situated at Balanagar R.R.District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in curtaining by me personal liberty by confining me in the Police Station without any reason is illegal, arbitrary, violation of Articles 14 of the Constitution of India and consequently direct the respondents not to call him to the Police Station unless in a due process of Law in the interest of justice.

**Counsel for the Petitioner: MR.M.A.MUJEEB**

**Counsel for the Respondents: GP FOR HOME**

**The Court, at the admission stage, made the following:**

**ORDER:**

This writ petition is filed seeking a writ of Mandamus declaring the alleged action of the respondents in interfering with the personal liberty of the petitioner and summoning him to the Police Station without therebeing any reason, as arbitrary and illegal.

On behalf of the respondents, a counter affidavit has been filed by the Inspector of Police, Central Crime Station (N), Cyberabad, Hyderabad, denying all the allegations made by the petitioner and stating that the petitioner was never called to the Central Crime Police Station nor harassed as alleged by him nor he was illegally detained. The allegations made by the petitioner that on 02.10.2004 some constables belonging to Central Crime Police Station came to the petitioner's residence and took him along with them and detained him for about 10 hours at Balanagar has been specifically denied.

In view of the unrebutted averments in the counter affidavit denying all the allegations made by the petitioner, no further adjudication is necessary. Accordingly recording the statement of the respondents in the counter affidavit, the writ petition is disposed of. No costs.

17.11.2004

VGB

To

1 The Commissioner of Police Cyberabad, having office at Lakdikapool, Hyderabad.
2 The Central Crime Station of Cyberabad situated at Balanagar R.R.District.

3 2CCs to the Government Pleader for Home, High Court Buildings,

Hyderabad (OUT)

4 2CD copies